

MINUTES OF THE COTTONWOOD HEIGHTS CITY COUNCIL MEETING HELD TUESDAY, JUNE 11, 2013, AT 7:00 P.M. IN THE COTTONWOOD HEIGHTS CITY COUNCIL CHAMBERS

Members Present: Mayor Kelvyn Cullimore, Councilman Mike Shelton, Councilman Scott Bracken, Councilman Tee Tyler, Councilman Mike Peterson

Staff Present: City Manager John Park, Deputy City Manager Linda Dunlavy, City Attorney Shane Topham, Police Chief Robby Russo, Community and Economic Development Director Brian Berndt, Public Works Inspector Kyle Butterfield, Assistant Fire Chief Mike Watson, Public Relations Specialist Stephanie Archibald

Others Present: Youth City Council Representative Jake Hansen, Tom Bowen, Donald Cobb, Rick Hanson, Amy Nance, Brayden Nance

1.0 WELCOME/PLEDGE/ACKNOWLEDGEMENTS

1.1 Mayor Kelvyn Cullimore called the meeting to order at 7:00 p.m. and welcomed those attending.

1.2 The pledge was led by Cub Scout Brayden Nance.

2.0 CITIZEN COMMENTS

2.1 Tom Bowen expressed concern about the proposed ordinance restricting fireworks and any other ignition source within 300 feet of a wildland interface area. He believes it is excessive. He is also concerned the language could be construed as prohibiting discharge of fireworks on City streets and sidewalks because they are public lands.

2.2 City Attorney Shane Topham referenced City Code Section 9.75.040, which states that the discharge of fireworks on or over any publicly owned property in the City is prohibited unless the discharge is otherwise permitted by applicable state or federal law. He also stated that the 300-foot requirement comes from the Fire Official as a recommendation and is detailed in Code 9.77.040 regarding permits.

3.0 REPORTS/PROCLAMATIONS/RECOGNITIONS

Standing Monthly/Quarterly Reports

3.1 May Police Report

Police Support Specialist Sheila Jennings presented statistics for the month of May and detailed the calls for service by source. She reported that 911 calls declined because citizens are being encouraged to use the non-emergency number. Chief Robby Russo reported that part of the issue is due to changes in staffing levels with more officers off using PTO.

Crime statistics were reviewed for the month and there were 76 adult arrests and 10 juvenile arrests.

In response to a question raised by Councilman Tyler, Chief Russo confirmed that if a juvenile is caught and cited for graffiti, it is considered an arrest.

Ms. Jennings reviewed offenses by Council District and District 1 continues to have the highest number of offenses because it has most of the commercial area included

Traffic citation and DUI data was next detailed. A DUI checkpoint was held on 7900 South and Highland Drive and 20 of the 40 detainees received citations. There were 37 traffic crashes reported with property damage and eight with injuries reported during the month.

A complete copy of the report is available on the City's website.

3.2 **Public Works Report**

Public Works Inspector Kyle Butterfield presented the May Public Works Report. He updated the Council on the asphalt maintenance and the Union Park Median Landscape Project. This project is anticipated to start on June 24, 2013.

Councilman Tyler raised a question regarding Questar possibly having to pull their lines through this area, and whether they would be digging up the road at the same time the city was working on the Union Park project.

Mr. Butterfield explained that Questar is going to install a high pressure line which the city learned about after the Union Park project was bid. If the alignment affects only one side of the street the concrete medians will not be affected. He said that staff is recommending the project continue, the overlay be suspended on one side and completed in the fall when the pipeline has been laid.

Other projects that are ongoing at this time are the 7200 South Safe Sidewalks to School project, the Storm Drain Maintenance Mapping Project and the asphalt work.

The Big Cottonwood Canyon Trail Ribbon Cutting Ceremony is scheduled in two weeks and Mr. Butterfield is hopeful that construction will be completed by that time.

A complete copy of the report is available on the City's website

4.0 **ACTION ITEMS**

4.1 **Consideration of Ordinance No. 204 Amending Section 9.65.020, Cottonwood Heights Code of Ordinances "International Fire Code"**

4.1.1 Mayor Cullimore explained that the proposed ordinance is to adopt the amended International Fire Code which is required by state statute.

4.1.2 City Attorney Shane Topham reported that local governments' hands were tied with respect to its ability to control the use of fireworks during fire season and the new regulations allow flexibility to control them in wildland interface areas.

4.1.3 **MOTION:** Councilman Shelton moved to approve Ordinance No. 204. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.

4.2 **Consideration of Resolution No. 2013-23 Approving an Activity Contract with Buck Wild Mechanical Bulls LC for 2013 Butlerville Days**

4.2.1 Mayor Cullimore explained that the proposed Resolution will approve a contract for a service provider at Butlerville Days.

4.2.2 **MOTION:** Councilman Peterson moved to approve Resolution No. 2013-23. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote.

4.3 **Consideration of Resolution No. 2013-24 Prohibiting Ignition Sources in Wildland Interface Areas During the 2013 Fire Season**

- 4.3.1 Mayor Cullimore explained that the proposed resolution implements the provision passed in Ordinance No. 204, which provides for the Fire Agency to inform the City of the buffer that should be established prohibiting fireworks or other ignition sources near wildland interface areas.

City Attorney Shane Topham confirmed the purpose of the resolution and explained that each year the City Council will need to enact a resolution based on the recommendations of the Fire Official regarding this matter. Chapter 9.77 imposes the restriction on the wildland interface with a 300-foot buffer around it. The Code currently allows a permit to be applied for and granted if there are no implied dangers.

Unified Fire Authority Assistant Chief Mike Watson stated that a permit can be applied for with the Fire Prevention Office. The granting of the permit may be complicated by weather and the involvement of Salt Lake County in the process.

- 4.3.2 **MOTION:** Councilman Shelton moved to approve Resolution No. 2013-24. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.

4.4 **Consideration of Resolution No. 2013-25 Consenting to Appointments to the Planning Commission**

- 4.4.1 Mayor Cullimore explained that the proposed resolution consents to the appointment of Janet Janke, Paxton Guymon, and Joe Demma as members of the Planning Commission.

- 4.4.2 **MOTION:** Councilman Bracken moved to approve on Resolution No. 2013-25. The motion was seconded by Councilman Peterson and passed unanimously on a roll call vote.

4.5 **Consideration of Resolution No. 2013-26 Approving a “Event Proposal” Contract with Custom Events, Inc. for 2013 Butlerville Days**

- 4.5.1 Mayor Cullimore explained that the proposed resolution will approve the City’s yearly contract with Custom Events, Inc., for several activities they provide at Butlerville Days.

- 4.5.2 **MOTION:** Councilman Bracken moved to approve Resolution No. 2013-26. The motion was seconded by Councilman Shelton and passed unanimously on a roll call vote.

5.0 **CONSENT CALENDAR**

5.1 **Approval of Minutes for May 28, 2013**

- 5.1.1 The minutes stood approved.

6.0 **ADJOURN BUSINESS MEETING AND RECONVENE WORK SESSION IN ROOM 250**

- 6.1 **MOTION:** Councilman Peterson moved to adjourn and reconvene the work meeting. The motion was seconded by Councilman Tyler and passed unanimously on a roll call vote. The business meeting adjourned at 8:10 p.m.

Minutes approved: 07/09/2013